

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

RAJIV ANAND & HOMERO RIVERA,

PLAINTIFFS,

v.

**THE HURLBUT LLC, THE HURLBUT NURSING
HOME,**

DEFENDANT.

**STIPULATED ORDER OF
DISMISSAL WITH PREJUDICE**

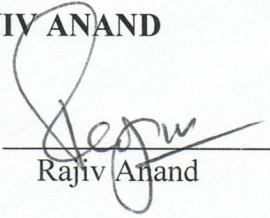
**CIVIL ACTION No.:
06-CV-6529 (DGL/MWP)**

Plaintiffs Rajiv Anand and Homero Rivera and Defendant The Hurlbut, LLC
(collectively referred to as "the Parties"), hereby stipulate as follows:

1. The parties provided the Court with a copy of a Confidential Agreement that, *inter alia*, resolves all issues in this lawsuit to each party's satisfaction. The Court has reviewed the Agreement.
2. The Confidential Agreement requires that the Court approve its terms, and that the Stipulated Order of Dismissal with Prejudice indicate judicial approval thereof, and dismissal of this action with prejudice based on the terms and conditions of the Agreement.
3. The above named parties are all of the parties who have appeared in this action.
4. None of the above named parties is an infant, an incompetent person for whom a committee has been appointed, or a conservatee.
5. There being no person not a party who has an interest in the subject matter of the action, the parties hereby stipulate and agree that this action shall be dismissed pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, with prejudice and on the merits, each party to bear their own costs and attorney fees incurred with respect to this matter.

Dated: ~~June~~ ^{July} 9, 2008

RAJIV ANAND

By: 
Rajiv Anand

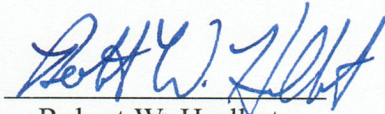
Dated: ~~June~~ ^{July} 9, 2008

HOMERO RIVERA

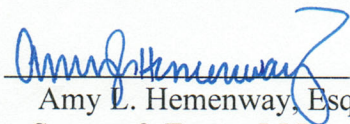
By: 
Homero Rivera

Dated: June 16, 2008

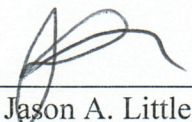
THE HURLBUT, LLC

By: 
Robert W. Hurlbut
President

Dated: ~~June~~ ^{July} 21, 2008

By: 
Amy L. Hemenway, Esq.
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E-Mail: ahemenway@hselaw.com

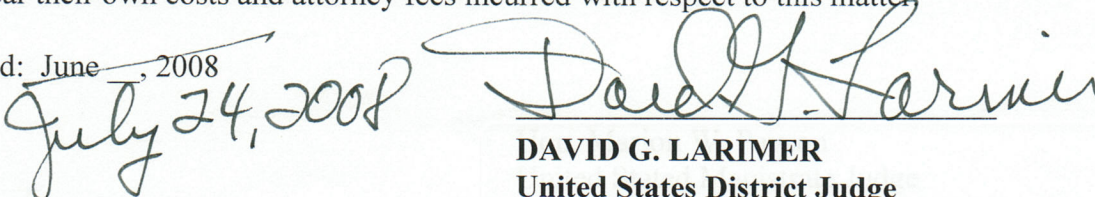
Dated: June __, 2008

By: 
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The Court having reviewed and approved the Confidential Agreement between the parties, it is hereby:

SO ORDERED, that this action is dismissed with prejudice and on the merits, each party to bear their own costs and attorney fees incurred with respect to this matter.

Dated: June __, 2008


DAVID G. LARIMER
United States District Judge